IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.41156 of 2008
Madan Mochi son of Jhari Mochi, resident of village Shakarpura, P.S. Hasanpur, District- Samastipur ……Petitioner.
Versus
STATE OF BIHAR---------- Opposite Party.

2/ 01-10-2008 Heard learned counsel for the petitioner and learned counsel for the State.

Petitioner is an accused for offence punishable under sections 376/34 of the Penal Code. His earlier prayer for bail vide Cr.Misc.No.26638 of 2006 has been rejected vide order dated 31.05.2007 (Annexure-2).

Learned counsel for the petitioner submits that the petitioner has remained in custody for more than one year and the police has submitted final form with respect to the petitioner (Annexure-5). Learned counsel for the petitioner avers that another accused with exactly similar allegation, namely, Bhuneshwar Mochi @ Ram Nandan Mochi had filed Cr. Misc. No. 23541 of 2008 for bail, which has been allowed by this Court on 13.08.2008 (Annexure-6).

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In the facts and circumstances this petition for bail is allowed. Accordingly, let the petitioner, Madan Mochi, be admitted to bail on executing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of A.C.J.M., Rosra in Hasanpur P.S.Case No. 179 of 2004, G.R. No.633 of 2004.

B.Tiwary/ **(S.N Hussain,J)**